

2013 DRAFTING REQUEST

Bill

Received:	10/24/2013	Received By:	emueller
Wanted:	As time permits	Same as LRB:	-3717
For:	Legislative Council - LRC	By/Representing:	Mike Queensland
May Contact:		Drafter:	emueller
Subject:	Transportation - driver licenses Transportation - motor vehicles Transportation - other	Addl. Drafters:	
		Extra Copies:	ARG

Submit via email: YES
 Requester's email: Michael.Queensland@legis.wisconsin.gov
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Ominibus transportation LRC bill

Instructions:

Combine -0408, -0409, -0410, -0411, -2850

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 11/11/2013	jdye 11/11/2013	rschluet 11/11/2013	_____			
/1				_____	mbarman 11/11/2013	mbarman 11/26/2013	State S&L

FE Sent For: *at intro*

<END>

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/?	emueller	11/11/13	11/11/13	3*			
1/1	11/11/13						

FE Sent For:

<END>



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0410/1 3509/1
EVM:jld/eev:jm
keep
WLI
RMNR

2013 BILL

INSERTS

LPS-
check
auto refs

11/11/13

This
Week

✓

regen

- 1 AN ACT to amend 341.14 (6r) (b) 9. b. and 341.14 (6r) (fm) 7.; to repeal and
2 recreate 341.14 (6r) (f) 15m.; and to create 341.14 (6r) (f) 15n., 341.14 (6r) (f)
3 15o., 341.14 (6r) (f) 15p. and 341.14 (6r) (f) 15q. of the statutes; relating to:
4 special group plates for women veterans (suggested as remedial legislation by
5 the Department of Transportation).

Analysis by the Legislative Reference Bureau

Under current law, a group or organization that meets certain criteria may apply to the Department of Transportation (DOT) for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special registration plates for certain vehicles, including automobiles and motor homes, that are owned or leased by special group members. 2009 Wisconsin Act 230 established an authorized special group for women veterans.

This bill repeals the authorization of a general special group for women veterans and establishes more specific authorized special groups for any woman veteran of each branch of the armed services.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

WNS-Analysis-

A ✓

Analysis-B ✓

Analysis-C ✓

Analysis-D ✓

↓ Vehicle title information provided to county registers of deeds, the issuance of more than one motor vehicle operator's license to a person, location of emissions inspection stations, and insurance registration for motor carriers operating in multiple jurisdictions

BILL

Fix
component

For further information see the *state* and local fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

SECTION 1. 341.14 (6r) (b) 9. b. of the statutes is amended to read:

341.14 (6r) (b) 9. b. A fee of \$15 shall be charged for the issuance or reissuance of a plate for the a special group specified under par. (f) 15m. to 15q. All moneys received under this subd. 9. b. in excess of the initial costs of production of the special group plate under par. (f) 15m., 2011 stats., or \$23,700, whichever is less, shall be deposited in the veterans trust fund.

SECTION 2. 341.14 (6r) (f) 15m. of the statutes is repealed and recreated to read:

341.14 (6r) (f) 15m. Woman veteran air force.

SECTION 3. 341.14 (6r) (f) 15n. of the statutes is created to read:

341.14 (6r) (f) 15n. Woman veteran army.

SECTION 4. 341.14 (6r) (f) 15o. of the statutes is created to read:

341.14 (6r) (f) 15o. Woman veteran coast guard.

SECTION 5. 341.14 (6r) (f) 15p. of the statutes is created to read:

341.14 (6r) (f) 15p. Woman veteran marine corps.

SECTION 6. 341.14 (6r) (f) 15q. of the statutes is created to read:

341.14 (6r) (f) 15q. Woman veteran navy.

SECTION 7. 341.14 (6r) (fm) 7. of the statutes is amended to read:

BILL

1 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups
2 may only be special groups designated by the department under this paragraph. The
3 authorized special groups enumerated in par. (f) shall be limited solely to those
4 special groups specified under par. (f) on October 1, 1998. This subdivision does not
5 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,
6 15m., 15n., 15o., 15p., 15q., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57.,
7 58., 59., 60., 61., 61m., and 61r.

NOTE: SECTIONS 1 to 7 repeal the authorization for a general special group
registration plate for women veterans and authorize the establishment of specific special
group registration plates for women veterans of each branch of the armed services.

(END)

8

INSERTS
3-7-A ✓
3-7-B ✓

INSERTS



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0408/P2

ARG:jld:rs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 AN ACT *to repeal* 342.20 (4); and *to amend* 59.07 (2) and 342.20 (3) of the
2 statutes; **relating to:** vehicle title information provided by the Department of
3 Transportation to county registers of deeds (suggested as remedial legislation
4 by the Department of Transportation).

~~Analysis by the Legislative Reference Bureau~~

Under current law, a vehicle owner who creates a security interest in the vehicle must deliver (or have the person in possession deliver) to the secured party the vehicle's certificate of title and execute the certificate of title or other specified documentation identifying the name and address of the secured party, unless the secured party's name and address is already identified on the certificate of title. The secured party must then provide the certificate of title and any such documentation to the ~~Department of Transportation~~ DOT, except that, if the secured party is an entity rather than an individual and is not exempted by DOT rule, the secured party must destroy the certificate of title and electronically file a security interest statement with DOT. Upon receipt of the certificate of title from an individual secured party or a security interest statement from a secured party that is an entity, DOT must issue to the vehicle owner a new certificate of title containing the name and address of the secured party. DOT may issue and maintain the official certificate of title in an electronic or digital form. DOT must also deliver to the secured party, unless the secured party is an entity, and to the county register of deeds, memoranda evidencing the notation of the security interest on the certificate of title. Registers of deeds may record and maintain files of these memoranda received from DOT.

INS
Analysis-A

INS Analysis-
A Cont

↓

This bill eliminates the requirement that DOT provide to registers of deeds the memoranda evidencing the notation of a security interest on a vehicle certificate of title. The bill eliminates the specific authority for registers of deeds to record and maintain files of these memoranda received from DOT. (end ins)

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5, stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1 **SECTION 1.** 59.07 (2) of the statutes is amended to read:

2 59.07 (2) No action may be brought or maintained against a county, for
3 disclosure of information that is received under s. 342.20 (3) and maintained under
4 s. 342.20 (4) or that is received under s. 30.572 (4) and maintained under s. 30.572
5 (5). a.r. (end ins)

NOTE: Deletes cross-references to reflect the changes made by SECTIONS 2 and 3.

6 **SECTION 2.** 342.20 (3) of the statutes is amended to read:

7 342.20 (3) Upon receipt of the certificate of title, application, and the required
8 fee, or upon receipt of the security interest statement and required fee if the secured
9 party has utilized the process specified in s. 342.245 (1), the department shall issue
10 to the owner a new certificate containing the name and address of the new secured
11 party. The department shall deliver to such new secured party, unless the secured
12 party utilized the process specified in s. 342.245 (1), and to the register of deeds of
13 the county of the owner's residence, memoranda, in such form as the department
14 prescribes, evidencing the notation of the security interest upon the certificate; and
↓

INS 3-7-A
cont

- 1 thereafter, upon any assignment, termination or release of the security interest,
2 additional memoranda evidencing such action.

NOTE: Removes the requirement that the Department of Transportation deliver memoranda evidencing a notation of a security interest upon a vehicle's certificate of title to the register of deeds in the county of the owner's residence.

- 3 **SECTION 3.** 342.20 (4) of the statutes is repealed.

NOTE: Eliminates the authority for registers of deeds to record and maintain files of memoranda evidencing a notation of a security interest upon a vehicle's certificate of title.

(end ins)

- 4

END



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0409/P2

ARG:jld:rs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 **AN ACT to repeal** 343.05 (1) (b) of the statutes; **relating to:** issuance of more than
2 one motor vehicle operator's license to a person (suggested as remedial
3 legislation by the Department of Transportation).

Analysis by the Legislative Reference Bureau

Under current law, ~~the Department of Transportation~~ ^{RET} may not knowingly issue more than one motor vehicle operator's license to a person and, with limited exceptions, a person may not have more than one operator's license, including having licenses from more than one state, having licenses under more than one name, and having different licenses for the operation of different types of vehicles. However, a person may hold more than one operator's license for ten days from the date on which a license is issued.

INS-
Analysis E
This bill eliminates the exception allowing, for a ten-day period after issuance of an operator's license, a person to hold more than one license. (end ins)

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of

the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1

SECTION 1. 343.05 (1) (b) of the statutes is repealed.

NOTE: Eliminates the exception allowing a person to hold more than one operator's license for a ten-day period after issuance of an operator's license. (end ins)

2

(END)

INS 3-7-B



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0411/1
EVM:jld&eev:rs

2013 BILL

1 AN ACT *to repeal* 110.20 (8) (am) 5. of the statutes; **relating to:** location of motor
2 vehicle emissions inspection stations (suggested as remedial legislation by the
3 Department of Transportation).

Analysis by the Legislative Reference Bureau

Current law requires the ~~Department of Transportation~~ DOT to operate a motor vehicle emission inspection and maintenance program (I/M program) in counties in which the air quality does not meet certain federal standards. Under the I/M program, most motor vehicles that are subject to emission limitations established by the Department of Natural Resources must pass periodic emission inspections and may not be registered by DOT unless they have passed these inspections. DOT may contract with third parties to operate inspection stations at which emission inspections may be performed. Under current law, no inspection station may be established within 0.5 miles of an air monitoring station that reported a violation during the period from 1976 to 1979 of the carbon monoxide primary national ambient air quality standard. This bill eliminates that limitation on inspection station siting. (end ins)

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

BILL

~~LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law Revision Committee under s. 13.88 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.~~

1

SECTION 1. 110.20 (8) (am) 5. of the statutes is repealed.

← a.r.

NOTE: SECTION 1 eliminates the provision under which emissions inspection stations may not be established within 0.5 miles of an air monitoring station that reported a violation during the period from 1976 to 1979 of the carbon monoxide primary national ambient air quality standard.

(end ins)

2

(END)

INS
1-1-B



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-2850/P2

ARG:wlj:jm

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 **AN ACT to amend** 194.23 (1), 194.34 (1) and 194.41 (1) of the statutes; **relating**
2 **to:** insurance registration for motor carriers operating in multiple jurisdictions
3 (suggested as remedial legislation by the Department of Transportation).

Analysis by the Legislative Reference Bureau

Prior to the enactment of 2007 Wisconsin Act 20, ~~the Department of Transportation (DOT)~~ was authorized to administer a single-state insurance registration system for motor carriers with interstate operations to register in, and pay applicable fees to, a single state with regard to proof of motor carrier insurance. Under current law, as created in 2007 Wisconsin Act 20, DOT may participate in the unified carrier registration system, which is a replacement for the single-state insurance registration system. 2011 Wisconsin Act 262 eliminated DOT's authority to participate in the single-state insurance registration system.

This bill eliminates remaining statutory references to the single-state insurance registration system. (end ins)

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Transportation and introduced by the Law

INS
Analysis

125
1-1-C
Revision Committee under s. 13.83 (1) (c) 4. and 5., Stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes and that these changes are desirable as a matter of public policy.

1 **SECTION 1.** 194.23 (1) of the statutes is amended to read:

2 194.23 (1) No person may operate any motor vehicle as a common motor carrier
3 unless the person first obtains a certificate and, if required under this chapter, a
4 permit issued by the department, or unless the person is registered by another state
5 under ~~a single state or the~~ unified carrier registration system consistent with the
6 standards under, ~~respectively, 49 USC 14504 or 49 USC 13908 and 14504a~~, for the
7 operation of the vehicle, except that no permit is required for the operation of a
8 semitrailer. The department may issue or refuse to issue any certificate. The
9 department may attach to the exercise of the privilege granted by a certificate any
10 terms or conditions which are permitted under this chapter.

11 **SECTION 2.** 194.34 (1) of the statutes is amended to read:

12 194.34 (1) No person may operate any motor vehicle as a contract motor carrier
13 unless the person first obtains a license and, if required under this chapter, a permit
14 issued by the department, or unless the person is registered by another state under
15 ~~a single state or the~~ unified carrier registration system consistent with the
16 standards under, ~~respectively, 49 USC 14504 or 49 USC 13908 and 14504a~~, for the
17 operation of the motor vehicle, except that no permit is required for the operation of
18 a semitrailer. The department may refuse to issue any license or may attach to the
19 exercise of the privilege granted by a license any terms or conditions which are
20 permitted under this chapter.


21 **SECTION 3.** 194.41 (1) of the statutes is amended to read:

22 194.41 (1) No permit or vehicle registration may be issued to a common motor
23 carrier of property, contract motor carrier, or rental company, no permit or vehicle

↓

INS 1-1-C
contLRB-2850/P2
ARG:wlj:jm
SECTION 3

1 registration may remain in force to operate any motor vehicle under the authority
2 of this chapter, and no vehicle registration may be issued or remain in force for a
3 semitrailer unless the carrier or rental company has on file with the department and
4 in effect an approved certificate for a policy of insurance or other written contract in
5 such form and containing such terms and conditions as may be approved by the
6 department issued by an insurer authorized to do a surety or automobile liability
7 business in this state under which the insurer assumes the liability prescribed by
8 this section with respect to the operation of such motor vehicles. The certificate or
9 other contract is subject to the approval of the department and shall provide that the
10 insurer shall be directly liable for and shall pay all damages for injuries to or for the
11 death of persons or for injuries to or destruction of property that may be recovered
12 against the owner or operator of any such motor vehicles by reason of the negligent
13 operation thereof in such amount as the department may require. Liability may be
14 restricted so as to be inapplicable to damage claims on account of injury to or
15 destruction of property transported, but the department may require, and with
16 respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall
17 require, a certificate or other contract protecting the owner of the property
18 transported by carriers from loss or damage in the amount and under the conditions
19 as the department may require. No permit or vehicle registration may be issued to
20 a common motor carrier of passengers by any motor vehicle, or other carrier of
21 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)
22 and (d), and no permit or vehicle registration may remain in force to operate any
23 motor vehicle unless it has on file with the department a like certificate or other
24 contract in the form and containing the terms and conditions as may be approved by
25 the department for the payment of damages for injuries to property and injuries to



INS 1-1-C
cont LRB-2850/P2
ARG:wlj:jm
SECTION 3

1 or for the death of persons, including passengers, in the amounts as the department
2 may require. This subsection does not apply to a motor carrier that is registered by
3 another state under ~~a single state or~~ the unified carrier registration system
4 consistent with the standards under, ~~respectively, 49 USC 14504 or~~ 49 USC 13908
5 and 14504a.

NOTE: SECTIONS 1 to 3 eliminate obsolete references to the single-state insurance
registration system for motor carriers with interstate operations.

(end ins)

~~(END)~~INS
1-1-C

Barman, Mike

From: Queensland, Michael
Sent: Tuesday, November 26, 2013 8:47 AM
To: LRB.Legal
Subject: Draft Review: LRB -3509/1 Topic: Ominibus transportation LRC bill

Please Jacket LRB -3509/1 for the ASSEMBLY.